



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Denial of Verified Claim(s) Against the City of Lodi

MEETING DATE: July 5, 2000

SUBMITTED BY: Human Resources Director

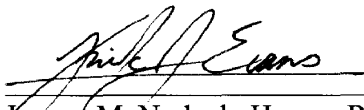
RECOMMENDED ACTION: To approve by motion action, denial of the following verified claim(s) filed against the City of Lodi:

	<u>Date of Loss</u>
A) Beverly Languerand	5/4/00
B) Felipe Lopez	3/11/00
C) Alfonso Ochoa	4/30/00

BACKGROUND INFORMATION: Following review of the verified claims filed against the City of Lodi, the Risk Manager and/or the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA), recommend that the City deny the subject claims.

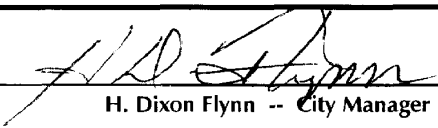
FUNDING: None required.

Respectfully submitted,


for Joanne M. Narloch, Human Resources Director

cc: City Attorney

APPROVED:


H. Dixon Flynn -- City Manager

CITY COUNCIL

STEPHEN J MANN, Mayor

ALAN NAKANISHI,

Mayor Pro Tempore

SUSAN HITCHCOCK

KEITH LAND

PHILLIP A. PENNINO

CITY OF LODI

CITY HALL

221 WEST PINE STREET, P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

HUMAN RESOURCES: (209) 333-6704

FAX (209) 333-6816

H. DIXON FLYNN

City Manager

JACQUELINE L. TAYLOR

Interim City Clerk

RANDALL A. HAYS

City Attorney

Notice of Claim Rejection

July 5, 2000

Beverly Languerand
17066 Fox Rd
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Beverly Languerand

Date of Loss: 5/4/00

Your Claim Number:

Our Claim Number: 849

Dear Claimant:

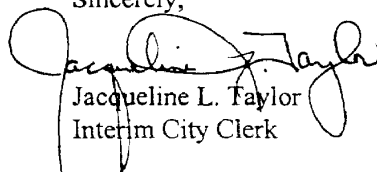
Notice is hereby given that the claim you presented to the City of Lodi on June 6, 2000, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to §128.5 and §1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Jacqueline L. Taylor
Interim City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

CITY COUNCIL

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Interim City Clerk

RANDALL A. HAYS

City Attorney

Notice of Claim Rejection

July 5, 2000

Felipe Lopez
712 So Washington St
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Felipe Lopez
Date of Loss: 3/11/00
Your Claim Number:
Our Claim Number: 817

Dear Claimant:

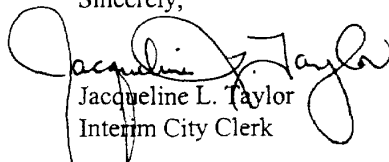
Notice is hereby given that the claim you presented to the City of Lodi on April 17, 2000, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Jacqueline L. Taylor
Interim City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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Interim City Clerk

RANDALL A. HAYS

City Attorney

Notice of Claim Rejection

July 5, 2000

Alfonso Ochoa
1830 S Hutchins St, #207
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Alfonso Ochoa

Date of Loss: 4/30/00

Your Claim Number:

Our Claim Number: 856

Dear Claimant:

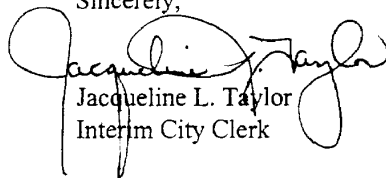
Notice is hereby given that the claim you presented to the City of Lodi on June 13, 2000, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Jacqueline L. Taylor
Interim City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA